

**MINUTES OF THE REGULAR MEETING OF THE
UPLAND CITY COUNCIL
JUNE 11, 2018**

OPENING

The regular meeting of the Upland City Council was called to order by Mayor Debbie Stone at 6:00 p.m. in the Council Chamber of the Upland City Hall.

1. ROLL CALL

Present: Mayor Debbie Stone, Council Members Carol Timm, Gino Filippi, Janice Elliott, and Sid Robinson

Staff: City Manager Bill R. Manis, City Attorney James L. Markman, and Assistant City Manager/City Clerk Jeannette Vagnozzi

2. ADDITIONS/DELETIONS TO AGENDA None

3. ORAL COMMUNICATIONS None

4. CLOSED SESSION

At 6:01 p.m. Mayor Stone announced the City Council would recess to Closed Session pursuant to Government Code Section

- A. GOVERNMENT CODE SECTION 54956.9 (d) (1) EXISTING LITIGATION (WORKER'S COMP CLAIM)
Claimant: Lawrence Latimer
Agencies: City of Upland
- B. GOVERNMENT CODE SECTION 54956.9 (d) (1) EXISTING LITIGATION (WORKER'S COMP CLAIM)
Claimant: Mario Maury
Agencies: City of Upland
- C. GOVERNMENT CODE SECTION 54956.9 (d) (1) EXISTING LITIGATION (WORKER'S COMP CLAIM)
Claimant: Brian Garcia
Agencies: City of Upland
- D. GOVERNMENT CODE SECTION 54956.9 - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Case Name: Christopher Hilliard vs. City of Upland (Central District Case No. 5:16-db-01272-GHK-AFM)

The City Council reconvened in open session at 7:00 p.m.

5. INVOCATION Faheem Ahmed, Ahmadiyya Muslim Community

6. PLEDGE OF ALLEGIANCE Troop 601

7. PRESENTATIONS

Interim Police Chief Millmore presented badges to Lieutenant Don Dodt, Sergeant Scott Sellars, Sergeant Lon Teague, Detective Eric Divincenzo, and Detective Bryce Milakovich.

A Certificate of Recognition was presented to Eagle Scout Matthew Locke, Troop #601.

Certificates of Recognition were presented to the Upland High School Solar Cup Team.

8. CITY ATTORNEY

City Attorney Markman clarified the legal process involved in the sale of park land to San Antonio Regional Hospital.

9. ORAL COMMUNICATIONS

Andrew Decker, Upland, spoke in opposition of the City charging non-profit youth sports leagues for use of City owned sports fields.

Beverly Reyes, Upland, stated concerns regarding the cost to non-profit youth sports leagues for sports field rentals.

Deanna Holley, Upland spoke in opposition of the City charging non-profit youth sports leagues for use of City owned sports fields.

Janet Orcutt, Ontario, stated opposition to the proposed fees for non-profit youth sports leagues to rent fields and further stated that AYSO has open registration so everyone can play.

John Ickis, Upland, questioned the details of the proposed 45 acre sports park.

Steve Carvalho, Upland, stated concerns regarding the proposed 45 acre sports park.

Rudy Zuniga, Upland, questioned the use of PBIA funds.

Linda Trawnuk, Upland, spoke in support of parking improvements in the downtown and suggested the merchants and City work together to come to an agreement on the use of the remaining PBIA funds.

Steve Bierbaum, Upland, spoke in support of a sports complex in the City, but questioned the proposed location.

Courtney Zuniga stated concerns about parking conditions in the downtown and the use of PBIA funds.

10. COUNCIL COMMUNICATIONS

Councilmembers announced various activities throughout the community, including providing an update on the meetings they attended.

11. CONSENT CALENDAR

Deputy City Clerk Johnson stated that there was an error on the agenda on item 11A. The correct total amount of the warrants registers and direct disbursements is \$4,148,686.44.

Councilmember Elliott removed Consent Calendar Item 11D and Councilmember Timm removed Consent Calendar Item 11E for separate action. Motion by Councilmember Filippi to approve the remainder of the Consent Calendar, seconded by Councilmember Timm, and carried unanimously.

A. APPROVAL OF WARRANT AND PAYROLL REGISTERS MAY 2018

Approved the May Warrant Registers and Direct Disbursements (check numbers 20282-20758) totaling \$4,148,686.44 and Payroll Registers totaling \$1,171,145.02 (check numbers 159954-159977 and EFTs 8501-8962).

B. APPROVAL OF MINUTES

Approved the Regular Meeting Minutes of May 29, 2018.

C. GENERAL MUNICIPAL ELECTION - NOVEMBER 6, 2018

Adopted Resolution No. 6448 calling and giving notice of holding a regular municipal election on Tuesday, November 6, 2018, for the election of certain officers and requesting the Board of Supervisors of the County of San Bernardino to consolidate the regular municipal election with the statewide general election to be held pursuant to Elections Code Section 10403 relating to general law cities; and adopted Resolution No. 6449 establishing regulations for candidates for elective office pertaining to candidates statements submitted to the voters at an election to be held on Tuesday, November 6, 2018.

F. EMERGENCY PURCHASE AND INSTALLATION OF EQUIPMENT AND PROFESSIONAL SERVICES FOR WATER SYSTEM IMPROVEMENTS

Received and filed the status update.

ITEMS REMOVED FOR SEPARATE ACTION

D. APPOINTMENT TO CITY COUNCIL ADVISORY COMMITTEE

Council noted Ms. Maust's qualifications and thanked her for her willingness to serve on the Committee.

Motion by Councilmember Elliott to ratify the appointment of Shannan Maust to the City Council Advisory Committee, term to expire December 2020, seconded by Councilmember Timm, and carried unanimously.

E. DESIGNATION OF VOTING DELEGATES FOR THE ANNUAL LEAGUE OF CALIFORNIA CITIES CONFERENCE

Councilmember Timm questioned whether she should abstain from voting on this item. City Attorney Markman stated that she did not need to abstain.

Motion by Councilmember Timm to appoint Councilmember Carol Timm as the voting delegate to represent the City of Upland at the League of California Cities General Assembly Meeting on September 14, 2018; and appoint Councilmember Gino Filippi as the first voting delegate alternate and

Councilmember Sid Robinson as second voting delegate alternate, seconded by Councilmember Robinson, and carried unanimously.

12. PUBLIC HEARINGS

A. ANNUAL WEED ABATEMENT PROGRAM

Weed Abatement Coordinator Bloomfield presented the staff report, which is on file in the City Clerk's Office.

The public hearing was opened, and hearing no testimony, Mayor Stone closed the public hearing.

There was discussion on the fees associated with violations, the number of non-compliant properties, and the notification process.

Motion by Mayor Stone to approve the non-compliance list and the associated fees pursuant to Resolution No. 6429 approved on January 22, 2018, seconded by Councilmember Timm, and carried unanimously.

13. COUNCIL COMMITTEE REPORTS None

14. BUSINESS ITEMS

A. PROPOSED ANNUAL BUDGET FOR FISCAL YEAR 2018-19

City Manager Manis provided an overview of the budget process. Assistant City Manager Vagnozzi presented long term budget concerns and Finance Officer Bock-Helms presented a budget overview along with a PowerPoint, which is on file in the City Clerk's Office.

There was discussion on PBIA funds, the general fund balance, police department staffing, vehicle replacement, and enterprise funds.

Motion by Councilmember Elliott to reduce the proposed budget for internal services funds by \$100,000 in building maintenance and operations and \$200,000 in fleet management, reduce administrative services personnel by \$300,000, and transfer \$75,000 of expenditures in fund 210 to fund 420, there being no second, the motion failed.

Motion by Councilmember Filippi to approve Resolution No. 6450 adopting the Fiscal Year 2018-19 Annual Budget, seconded by Councilmember Robinson, and carried with Councilmember Elliott opposed.

B. REVISED SPORTS FIELD USAGE POLICY

Recreation Services Manager Story presented the staff report, which is on file in the City Clerk's Office.

City Attorney Markman commented on an agreement between the City and AYSO, dated September 1981.

There was discussion on park maintenance, residency requirements, use of the fields by different leagues, priority use of fields, and fields being reserved and not used.

Motion by Mayor Stone to reduce the residency requirement to 75%, annually review the handbook, and approve the proposed revisions to the Sports Field Usage Policy Handbook, seconded by Councilmember Filippi, and carried with Councilmember Robinson opposed.

At 10:02 p.m. Mayor Stone called a recess and the City Council reconvened in open session at 10:09 p.m.

C. PROPOSED SOLID WASTE RATE INCREASE - COMMERCIAL BIN SERVICE AND COMPACTOR SERVICE

Public Works Director Hoerning presented the staff report, which is on file in the City Clerk's Office.

There was discussion on the current recycling participation rate and the target rate.

Mike Arreguin from Burrtec answered the Council's questions regarding organic recycling, food waste, and the CalRecycle program.

Motion by Councilmember Timm to authorize staff to proceed with the Proposition 218 public notice to affected property owners and customers for the consideration of proposed increase to the bin service solid waste rate schedule, seconded by Councilmember Robinson, and carried unanimously.

D. CREATE A COUNCIL AD HOC COMMITTEE TO REVIEW TERMS AND CONDITIONS AND MAKE RECOMMENDATIONS TO THE CITY COUNCIL FOR ACQUIRING AND DEVELOPING A 45 ACRE SPORTS PARK GENERALLY LOCATED NORTH OF THE I-210 FREEWAY, WEST OF BENSON AVENUE

Development Services Director Zwack presented the staff report, which is on file in the City Clerk's Office.

There was discussion on the timeline for the ad hoc committee meetings and a future joint City Council and Planning Commission meeting.

Motion by Mayor Stone to appoint Councilmember Robinson and Councilmember Filippi to form an Ad Hoc Committee to review, consider, and recommend for future City Council action, terms and conditions related to the development of an approximate 45 acre, privately owned site as a future, City-owned Sports Park, seconded by Councilmember Timm, and carried with Councilmember Elliott opposed.

15. ORAL COMMUNICATION (items not on the agenda)

Rudy Zuniga, Upland, commented on mail thefts from the Upland post office drop box.

Christina Schulz, Upland, questioned communications with the Historic Downtown Upland Board regarding PBIA funds.

Courtney Zuniga requested the City work with the Historic Downtown Upland Board on an MOU with the downtown merchants.

16. CITY MANAGER

City Manager Manis clarified the reasons for the City no longer hosting a fireworks show on the 4th of July and provided information on the process for disbursement of the Lemon Festival proceeds.

17. ADJOURNMENT

Mayor Stone adjourned the meeting at 10:47 p.m. The next regularly scheduled City Council meeting is Monday, June 25, 2018.

SUBMITTED BY



Jeannette Vagnozzi, City Clerk

APPROVED

June 25, 2018